

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.04.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.1123 of 2017

R.Karunamurthy
Petitioner

..

-Vs-

M/s.State Express Transport Corporation Ltd.,
Rep. by its Managing Director,
No.2, Pallavan Salai,
Chennai-600 002.

..Respondent

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondent to settle the terminal benefits of the petitioner, Gratuity amount of Rs.7,50,000/-, Surrender of earned leave 110 days amount of Rs.1,51,000/-, Social Security Scheme amount of Rs.30,000/-, Erode Engineering and Perundurai Medical College amount of Rs.4,500/- altogether a sum of Rs.9,38,500/- with interest at the rate of 6% per annum taking in to consideration of my representation dated 06.01.2017.

For Petitioner :: Mr.D.Soundarraaj

For Respondent :: Mr.P.Kannan Kumar

ORDER

The petitioner has filed this writ petition for issuance of a writ of mandamus, directing the respondent to settle the terminal benefits namely Gratuity amount of Rs.7,50,000/-, Surrender of earned leave 110 days amount of Rs.1,51,000/-, Social Security Scheme amount of Rs.30,000/-, Erode

Engineering and Perundurai Medical College amount of Rs.4,500/- altogether a sum of Rs.9,38,500/- with interest at the rate of 6% per annum taking into consideration of representation dated 06.01.2017.

2. Heard the learned counsel appearing for the petitioner. Mr.P.Kannan Kumar, learned Standing counsel takes notice on behalf of the respondent.

3. The petitioner appointed as a Junior Tradesman on 01.08.1987 and he was retired from service while working as Selection Grade Senior Tradesman in the respondent Corporation. Now the grievance of the petitioner is that his retirement benefits, namely, Gratuity amount of Rs.7,50,000/-, Surrender of earned leave 110 days amount of Rs.1,51,000/-, Social Security Scheme amount of Rs.30,000/-, Erode Engineering and Perundurai Medical College amount of Rs.4,500/- altogether a sum of Rs.9,38,500/- etc., have not been till date settled by the respondents.

4. Since the issue is squarely covered by various orders passed by this Court, in the light of the Hon'ble Division Bench judgment in W.A.(MD) Nos.383 to 457 of 2015 dated 12.6.2015 (K.Rajendran and others v. The Tamil Nadu State Transport Corporation (Madurai) Limited represented by its Managing Director, Madurai and others), this writ petition is disposed of with a direction to the respondents to settle the entire terminal benefits due and payable to the petitioner through twelve equal monthly instalments carrying interest of 6% p.a.

The instalments should commence from June, 2017 and each of the instalments should be paid on or before 7th of each month. In case of any delay in the payment of the instalments, the interest payable would become 18% p.a. for the delayed period apart from any other remedy which may be available to the petitioner for such non-payment of the instalments. No costs.

10.04.2017

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Speaking Order/Non speaking order

Index : yes/no

vga

To

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T.RAJA, J.

vga

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